

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
Group Art Unit unknown

761  
#5/02  
11/4/02

In re

Patent Application of

Robert Lawrence Prosise, et. al.

Application No. 09/828,015

Confirmation No.: unknown

Filed: April 6, 2001

Examiner: unknown

“NUTRITIONALLY BALANCED SNACK  
FOOD COMPOSITIONS”

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

Enclosed for filing in the above-identified application is a “Revocation and Substitute  
Power of Attorney” directing that all future correspondence be directed as identified therein.

Respectfully submitted,

*Timothy M. Kelley*  
Timothy M. Kelley  
Reg. No. 34,201

File No. 066544-9009-00

Michael Best & Friedrich LLP  
100 East Wisconsin Avenue  
Milwaukee, Wisconsin 53202-4108  
(414) 271-6560

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“NUTRITIONALLY BALANCED  
SNACK FOOD COMPOSITIONS”

REVOCATION AND SUBSTITUTE POWER OF ATTORNEY

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Mid-America Commercialization Corporation (“Assignee”), a not-for-profit corporation organized under the laws of the State of Kansas, being the owner of all right, title and interest in the above-identified patent application by virtue of an assignment mailed to the Commissioner of Patents and Trademarks on October 3, 2002 (copy attached) hereby revokes all powers of attorney previously granted in connection with said patent application and hereby appoints the registered practitioners associated with the customer number identified below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Customer Number

23409



The undersigned hereby states that the evidentiary documents have been reviewed, and certifies that, to the best of Assignee's knowledge and belief, title is in Assignee

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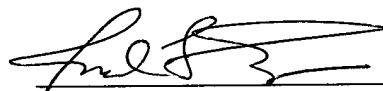
and that the undersigned is an officer of Assignee and has authority to execute this document on behalf of Assignee.

Please send all further correspondence to:

Timothy M. Kelley  
Michael Best & Friedrich LLP  
100 East Wisconsin Avenue  
Milwaukee, Wisconsin 53202-4108  
Telephone: (414) 271-6560

Mid-America Commercialization Corporation

Dated: 21 October 2001



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Ronald L. Sampson  
President and CEO

File No.: 066544-9009-00

RECORDATION FORM COVER SHEET  
PATENTS ONLYBox Assignments, Commissioner of Patents and Trademarks, Washington, D. C. 20231 United States Postal Service Express Mail Mailing Label No.  
EV107229011US

Please record the attached original documents or copy thereof.

EV107229011US

## 1. Name of conveying party(ies):

The Procter &amp; Gamble Company

## 2. Name and address of receiving party(ies):

Name: Mid-America Commercialization Corporation

Address: 1500 Hayes Drive  
Manhattan, KS 66502

## 3. Nature of Conveyance:

Assignment       Merger  
 Security Agreement       Change of Name  
 Other:

Execution Date: September 23, 2002Additional name(s) & address(es) attached?  Yes  No

## 4. Application number(s) or patent number(s):

A. Patent Application Serial Nos. 09/828,016 Filed: 04/06/2001  
 09/827,863 Filed: 04/06/2001  
 09/827,802 Filed: 04/06/2001  
 09/828,015 Filed: 04/06/2001  
 09/827,436 Filed: 04/06/2001  
 09/827,834 Filed: 04/06/2001  
 09/828,018 Filed: 04/06/2001

Additional numbers attached?  Yes  No

## 5. Name and address of party to whom correspondence concerning document should be mailed:

Timothy M. Kelley  
 Michael Best & Friedrich LLP  
 100 East Wisconsin Avenue  
 Milwaukee, Wisconsin 53202-4108

Phone: (414) 271-6560

## 6. Total number of applications and patents involved: 7

## 7. Total fee (37 CFR 3.41): \$ 280.00

 Enclosed Deficiencies in fee charged to Deposit Account

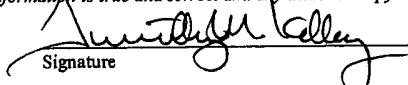
## 8. Deposit account number: 13-3080

## DO NOT USE THIS SPACE

## 9. Statement and signature.

*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.*

Timothy M. Kelley (Reg. No. 34,201)  
 Name of Person Signing


October 3, 2002  
DateAttorney File 076012-9020

Total number of pages including cover sheet, attachments, and document: 3

OMB No. 0651-0011 (exp. 4/94)

cc: Docketing

## ASSIGNMENT OF PATENT APPLICATIONS

This Assignment is made effective July 16, 2002, between The Procter & Gamble Company, an Ohio corporation, having its principal place of business at One Procter & Gamble Plaza, Cincinnati, OH 45208 (hereinafter referred to as "Assignor") and Mid-America Commercialization Corporation, a not-for-profit corporation organized under the laws of the State of Kansas, having its principal place of business at 1500 Hayes Drive, Manhattan, KS 66502 (hereinafter referred to as "Assignee").

### WITNESSETH:

WHEREAS, Assignor has rights in and owns the United States patent applications identified in Addendum A attached hereto.

WHEREAS, pursuant to that certain Donation Agreement dated July 16, 2002, the Assignor and Assignee have agreed to the assignment hereinafter set forth.

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged by Assignor:

1. Assignor hereby agrees to assign and assigns to Assignee, its successors and assigns, absolutely and forever all its right, title and interest to any and all patents, and to any and all rights relating to said patents owned by Assignor and identified in Addendum A attached hereto.
2. Assignor further assigns to Assignee all its rights to sue for past infringement of said patents and to recover any and all damages and awards for such infringement.
3. Assignor further covenants and agrees that it will, upon demand of Assignee, its successors or assigns, and without further consideration, execute any and all papers necessary or deemed to be necessary by Assignee or its successors or assigns to be a complete fulfillment of the intent and purpose of this Assignment.

IN WITNESS WHEREOF, Assignor has caused this instrument to be executed by its duly authorized officers.

THE PROCTER & GAMBLE COMPANY

Date: 9/23/02

By   
Linda D. Rohrer  
Assistant Secretary

ADDENDUM A

UNITED STATES PATENT APPLICATIONS

<b>Application No.</b>	<b>Filed</b>	<b>Published</b>
09/828,016	04/06/2001	01-31-2002
09/827,863	04/06/2001	02-07-2002
09/827,802	04/06/2001	02-07-2002
09/828,015	04/06/2001	03-21-2002
09/827,436	04/06/2001	02-07-2002
09/827,834	04/06/2001	01-31-2002
09/828,018	04/06/2001	07-18-2002
PCT US01/11984	04/11/2001	10-25-2001
PCT US01/11987	04/11/2001	10-25-2001
PCT US01/11870	04/11/2001	10-25-2001